

**AUBURN CITY COUNCIL
REGULAR SESSION AGENDA**

City Hall, Council Chambers
1225 Lincoln Way, Auburn, CA 95603

October 22, 2012

Closed Session 5:30 p.m.

Regular Session 6:00 p.m.

Meeting facilities are accessible to persons with disabilities. Requests for Assistive Listening Devices or other considerations should be made through the City Clerk's Office at (530) 823-4211, Ext. #112

CALL TO ORDER

ROLL CALL

By **MOTION** adjourn to a Closed Session under Government Code Section 54957.6

1. Conference with Labor Negotiators:

(G.C. 54957.6)

Agency Designated Representatives: Robert Richardson, Patrick Clark

Employee Group: Auburn Police Officers Association (APOA)

- 2.** The City Council finds, based on advice from legal counsel, that discussion in open session will prejudice the position of the City in the litigation.

Existing Litigation:

(G.C. 54956.9(a))

Name of Case: City of Auburn v. Sierra Patient and Caregiver Exchange, Inc. et al.

Names of Parties: Plaintiff: City of Auburn. Defendants: Sierra Patient and Caregiver Exchange, Inc. (dba S&R Blooms & Blossoms); Richard Miller; and Does 1-10

Case No. S-CV-0029599 (Placer Superior Court)

REPORT OUT OF CLOSED SESSION

PLEDGE OF ALLEGIANCE

**MAYOR'S COMMENDATIONS/PROCLAMATIONS/ACKNOWLEDGEMENTS/
ANNOUNCEMENTS**

Commendation for Col. Bud Anderson

AGENDA APPROVAL

This is the time set aside for council members and/or the public to ask for removal, postponement or a change to the listed sequence of an agenda item.

CONSENT CALENDAR

All matters listed under the Consent Calendar are considered to be routine in nature and will be approved by one blanket motion with a roll call vote.

There will be no separate discussion of these items unless persons request specific items to be removed from the Consent Calendar for discussion and separate action. Any items removed will be considered after the motion to approve the Consent Calendar.

1. **Minutes** **Pages 9-16**

By **MOTION**, approve the City Council Minutes of September 24, 2012.
2. **Palm Avenue Sidewalk and Bicycle Lane Project – Coastland Amendment No. 4** **Pages 17-22**

By **RESOLUTION**, authorize the Director of Public Works to execute Amendment No. 4 with Coastland Civil Engineering, Inc. to complete the required Phase II Environmental Site Assessment for the Palm Avenue Sidewalk and Bicycle Lane Project in an amount not to exceed \$31,300.
3. **Multi Modal Park & Ride Lot Paving Project – Award & Environmental Determination** **Pages 23-38**

By **RESOLUTION**, authorize the Director of Public Works to enter into a construction agreement with Simpson & Simpson for the Multi Modal Park and Ride Paving Project in an amount not to exceed \$48,023.

By **MOTION**, find the Multi Modal Park and Ride Lot Paving Project categorically exempt from the California Environmental Quality Act (CEQA) per Section 15301(c) Existing Facilities and Section 15311(b) Accessory Structures.
4. **Transit Shelter Purchase for the Sacramento Street Bus Shelter Project** **Pages 39-40**

By **RESOLUTION**, authorize the Director of Public Works to purchase a Transit Shelter from Mark Pohley and Associates for the Sacramento Street Bus Shelter Project.
5. **Auburn Municipal Airport 2012 Capital Improvement Project – Apron Lighting, Airfield Signage and Markings – Permission to Advertise**

Pages 41-42

By **MOTION**, authorize the Director of Public Works to advertise for the Auburn Municipal Airport 2012 Capital Improvement Project – Apron Lighting, Airfield Signage and Markings.

6. **2012/2013 Annual Local Transportation and State Transit Assistance Fund Claims**

Pages 43-48

By **RESOLUTION**, authorize the Director of Public Works to submit and execute on behalf of the City of Auburn the 2012/2013 Transportation Development Act claims for the Local Transportation Fund in the amount of \$608,257 and the State Transit Assistance Fund in the amount of \$68,254 to the Placer County Transportation Planning Agency (PCTPA).

7. **2012 Street Overlay Project – Dairy Road – Award** **Pages 49-52**

By **RESOLUTION**, authorize the Director of Public Works to execute a construction contract with Baldwin Contracting Company, Inc. (DBA Knife River Construction) for the 2012 Street Overlay Project – Dairy Road in an amount not to exceed \$435,600.

8. **Program Supplement Agreement – 2012 Street Overlay Project – Dairy Road**

Pages 53-58

By **RESOLUTION**, authorize the Director of Public Works to execute Program Supplement Agreement No. 012-N to Administering Agency-State Agreement No. 03-5077R in the amount of \$322,928 for the 2012 Street Overlay Project – Dairy Road.

9. **Authorization for the Fire Department to Purchase One New Type 1 Fire Apparatus**

Pages 59-66

By **RESOLUTION**, authorize the Fire Chief to purchase one new type 1 fire apparatus not to exceed the amount of \$479,233.52.

10. **Amendment of Meeting Schedule for Remainder of 2012** **Pages 67-68**

By **MOTION**, approve the amended meeting schedule for the remainder of 2012.

11. **Arts Commission: Request to hold Juried Art Show** **Pages 69-70**

By **MOTION**, authorize the Arts Commission to collect a \$10 entry fee for the “Auburn in Winter” juried competition and exhibition, and to award three cash awards to winners.

***** End of Consent Calendar *****

12. **Public Comment**

This is the time provided so that the public may speak to the Council on any item not on this agenda. Please make your comments as brief as possible. The Council cannot act on items not included on this agenda; however, the items will be automatically referred to staff. Please speak your name, spell your name, and provide your address if you desire.

PUBLIC HEARING

13. **Sign Regulations Ordinance**

Pages 71-108

By **MOTION**, hold a second reading, by title only, and adopt an **ORDINANCE** repealing Sections 159.185 through 159.207 (Signs), including Appendix B, and adding new sections 159.185 – 159.199 (Signs) to the Auburn Municipal Code thereby updating the sign regulations for the City of Auburn.

14. **A Continued Public Hearing to Consider the Planning Commission's Recommendation of an Ordinance amending the Auburn Municipal Code by adding Chapter 159.176 et. seq. to regulate Mobile Food Vending on Private Property**

Pages 109-160

Based upon direction by the City Council at the September 24, 2012, City Council public hearing, staff has prepared two ordinances for City Council consideration (Alternatives A & B).

15. **A Continued Public Hearing to Consider adding Chapter 72.31 et. seq. of the Auburn Municipal Code entitled "Regulation of Mobile Food Vendors in the Public Right of Way." The proposed new chapter will establish standards for the operation of Mobile Food Vendors, in the City's Public Right of Way**

Pages 161-208

Based upon direction by the City Council at the September 24, 2012, City Council public hearing, staff has prepared two ordinances for City Council consideration (Alternatives A & B).

COUNCIL BUSINESS

16. **Tile Recommendations from SHAAC**

Pages 209-210

By **MOTION**, approve two names to be engraved at Central Square.

17. **Bud Anderson Monument Sign** **Pages 211-212**

By **MOTION**, approve the location of the Bud Anderson Monument Sign as shown and authorize a city funding contribution in the amount of \$5,000 towards the project.

18. **Performance Budget Discussion/ Police Department** **Pages 213-226**

This is an overview of the Police Department's proposed performance budget. Council may provide direction to staff on any desired changes.

19. **Procedure for Public Comment** **Pages 227-230**

By **RESOLUTION**, reaffirm that it is in the best interest of the public that the Public Comment portion of each City Council meeting is exclusively reserved for members of the public to speak to the City Council on any issue not on the meeting's agenda and to allow city staff to make brief announcements.

REPORTS

20. **City Council Committee Reports**

The purpose of these reports is to provide information to the city council and public on projects and programs that are discussed at committee meetings.

No decisions are to be made on these issues. If a council member would like formal action on any of these discussed items, it will be placed on a future city council agenda.

ADJOURNMENT

Materials related to an item on this Agenda submitted to the Council after distribution of the agenda packet are available for public inspection in the City Clerk's Office, 1225 Lincoln Way, Room 8, Auburn, CA 95603 during normal business hours.